

filter. Also, other restriction enzymes may be used provided one of the resulting fragments contains the mutation site of interest.

This direct Southern blot approach used for sickle-cell disease cannot be used, however, for genetic diseases where the mutation does not alter a restriction site, for example, as in  $\alpha_1$ -antitrypsin deficiency, a genetic disease which subjects the individual to greatly increased risk of developing pulmonary emphysema or infantile liver cirrhosis. There, the mutant gene has a single base change (G  $\rightarrow$  A) that leads to an amino acid substitution (GLU  $\rightarrow$  LYS) at residue 342, thereby producing a non-functional protein. This substitution does not, however, create or destroy a restriction site for any of the currently known restriction enzymes as in sickle-cell anemia. Hence, a straightforward analysis of restriction fragments to search for an altered restriction site is not possible. A technique has been developed, however, which can be used in this situation. (See "Detection of Sickle-cell  $\beta^S$ -globin Allele by Hybridization with Synthetic Oligonucleotides," by Brenda J. Conner, et al., Proc. Natl. Acad. Sci., Vol 80, pp. 278-282, (Jan 1983), and "Prenatal Diagnosis of  $\alpha_1$ -Antitrypsin Deficiency by Direct Analysis of the Mutation Site in the Gene," by Vincent J. Kidd, et al., New England Journal of Medicine, Vol. 310, No. 10, (March 1984).) This second technique is to synthesize a 19-base long oligonucleotide (hereinafter a 19-mer) that is complementary to the normal  $\alpha_1$ -antitrypsin sequence around the mutation site. The 19-mer is labeled and used as a probe to distinguish normal from mutant genes by raising the stringency of hybridization to a level at which the 19-mer will hybridize stably to the normal gene, to which it is perfectly complementary, but not

Best Available Copy

to the mutant gene, with which it has the single base pair mismatch. (By stringency, it is meant the combination of conditions to which nucleic acids are subject that cause the duplex to dissociate, such as temperature, ionic strength, and concentration of additives, such as formamide. Conditions that are more likely to cause the duplex to dissociate are called "higher" stringency, e.g., higher temperature, lower ionic strength, and higher concentration of formamide.) Similarly, if it is desired to detect the mutant gene, instead of the normal gene, a 19-mer is used which is complementary to the mutant  $\alpha_1$ -antitrypsin sequence around the mutant site. Hence, by using synthetic probes complementary to the sequence of interest in a Southern blot analysis, and varying the stringency, normal and mutant genes can be distinguished.

Although this latter technique is straightforward, it is not without difficulties, especially if an automated procedure is desired. Generally, both the matched and mismatched probes undergo hybridization to the fragment excised by the restriction enzyme, the matched probe being bound at all 19 bases, and the mismatched probe at at most 18 bases. Hence, the relative difference in binding energy between the two probes is quite small. Thus changes in stringency must be delicate enough to dissociate the mismatched probe without also dissociating the matched probe. This would not be a problem with respect to automating the technique were it not for the considerable retention of 19-mer probes by high-molecular weight DNA, presumably due to DNA sequences in the human genome that are somewhat homologous with the synthetic DNA probes used, although this cannot be stated with certainty. This large excess of somewhat homologous sequences in comparison with the  $\alpha_1$ -antitrypsin gene obscures the experimental results and must be treated as background

noise in any automated technique and is presently resolved by subjecting the sample to gel electrophoresis and Southern blotting. (See FIGS. 1A and 1B showing the Southern blots for the  $\alpha_1$ -antitrypsin detection scheme reported by Kidd, et al., above.) In this particular instance, this background did not interfere with the diagnosis since a previously developed restriction map indicated that only the band at 2.4 kilobases was relevant. However, it can be seen that most of the probe actually bound is not in the 2.4 kilobase band. In this instance, the time and labor consuming restriction digest and electrophoresis were carried out to separate the DNA sequence of interest, the 2.4 kilobase fragment, from the bulk of the DNA, thereby essentially eliminating background problems.

In most situations involving genetic disease, such restriction maps will already be available, so that the above technique can be quite generally applicable. However, such a technique is not easily automated, just as the previous technique used for sickle-cell disease is not easily automated. What is needed is a technique for detecting single base pair differences between sequences of nucleotides which does not require the use of restriction enzymes, gel electrophoresis, or time consuming autoradiography, and which is readily amenable to automation.

#### Summary of the Invention

The invention provides a method for diagnosis of genetic abnormalities or other genetic conditions which can be readily automated. The method takes advantage of the low probability that a particular diagnostic sequence which may be found in a number of irrelevant locations in the genome, will be extended by the same or similar contiguous sequence at these irrelevant locations. By requiring that both the diagnostic and

contiguous sequence be present, background noise caused by spurious binding of the diagnostic sequence is eliminated, and the necessity for separating the relevant sequence from the background using such techniques as electrophoresis or chromatography is eliminated.

In one aspect, the invention relates to a method for determining the presence or absence of a target sequence in a sample of denatured nucleic acid which entails hybridizing the sample with a probe complementary to a diagnostic portion of the target sequence (the diagnostic probe), and with a probe complementary to a nucleotide sequence contiguous with the diagnostic portion (the contiguous probe), under conditions wherein the diagnostic probe remains bound substantially only to the sample nucleic acid containing the target sequence. The diagnostic probe and contiguous probe are then covalently attached to yield a target probe which is complementary to the target sequence, and the probes which are not attached are removed. In the preferred mode, one of the probes is labeled so that the presence or absence of the target sequence can then be tested by melting the sample nucleic acid-target probe duplex eluting the dissociated target probe, and testing for the label.

In another approach, the testing is accomplished without first removing probes not covalently attached, by attaching a hook to the probe that is not labeled, so that the labeled target probe may be recovered by catching the hook.

In both instances, the presence of both the diagnostic probe and the contiguous probe is required for the label to appear in the assay. This eliminates the background which had previously been segregated by the size separations accomplished by the Southern blot technique. Hence, the predominant detriments of the

prior art techniques have been eliminated, i.e., no treatment with restriction enzymes is required, no gel electrophoresis is required, and no autoradiography is required.

5       The above method is directly applicable to detecting genetic diseases, particularly those resulting from single base pair mutations, and may be made more precise by comparative results from tests wherein each of the normal and abnormal sequence is  
10       made the target sequence. For example, in this embodiment, two diagnostic probes are synthesized, one for the normal gene and one for the mutated gene, and the above method is carried out for each probe independently. The DNA from individuals homozygous for  
15       the normal gene will show a high count of label for the probe specific to the normal gene and a low count for the gene specific for the mutated gene. Similarly, DNA from individuals homozygous for the mutated gene, will show a high count for the probe specific to the mutated  
20       gene and a low count for the normal probe. Heterozygous individuals will show a count for both the normal probe and mutated probe which are equal and intermediate between the high and low counts for homozygous and heterozygous individuals. Use of only  
25       one diagnostic probe, preferably specific to the mutated sequence of interest is also possible. Using the general method described earlier, the detection scheme is first calibrated so that the amount of label expected corresponding to homozygous normal, homozygous  
30       mutant, and heterozygous individuals is known. Then the method is carried out on the sample DNA, and the amount of label detected is compared with the calibration.

#### Brief Description of the Drawings

35       FIG. 1A shows the results of a test for  $\alpha_1$ -antitrypsin deficiency. The test used a Southern

blot for DNA samples from cloned  $\alpha_1$ -antitrypsin gene (PAT9.6), the MM (normal-normal) and ZZ (deficient-deficient) homozygote cellular DNA controls, the parents, and the fetus at risk, hybridized to a normal M oligomer probe. The band at 2.4 kb indicates the presence of the normal gene.

FIG. 1B shows the same DNA samples hybridized to a deficient Z oligomer probe. The band at 2.4 kb indicates the presence of the deficient gene.

FIGS. 2A, 2B, and 2C illustrate various stages of the method of the invention.

FIG. 3 shows the results of a melting curve analysis of a 15-mer hybridized to a  $\lambda$ -phage DNA sample and of an 80-mer made up of the same 15-mer ligated to a 65-mer which was hybridized adjacent to the 15-mer on the same substrate.

#### Detailed Description of the Invention

For the purposes of the subsequent description, the following definitions will be used:

"Target sequence" is a nucleic acid sequence, the presence or absence of which is desired to be detected. In the context of a preferred application of the method of the invention, it is a sequence which forms part of a coding region in a gene associated with a genetic disease; such as sickle-cell anemia. In many such diseases, the presence of the genetic aberration is characterized by small changes in the coding sequence; most frequently, normal individuals have sequences which differ by only one nucleotide from the corresponding sequences present in individuals with the genetic "deficiency." In the method of the invention, either the normal or altered sequence can be used as the target sequence.

"Diagnostic portion" refers to that portion of the target sequence which contains the nucleotide

modification, the presence or absence of which is to be detected.

"Contiguous portion" refers to a sequence of DNA which is a continuation of the nucleotide sequence of that portion of the sequence chosen as diagnostic. The continuation can be in either direction.

It will be recognized, based on the disclosure below, that the precise position of the selected diagnostic portion is arbitrary, except that it must contain the nucleotide(s) which differentiate the presence or absence of the target sequence. Thus, the contiguous portion continues the sequence of this arbitrarily chosen diagnostic portion.

"Hybridization" and "binding" in the context of probes and denatured DNA are used interchangeably. Probes which are hybridized or bound to denatured DNA are aggregated to complementary sequences in the polynucleotide. Whether or not a particular probe remains aggregated with the polynucleotide depends on the degree of complementarity, the length of the probe, and the stringency of the binding conditions. The higher the stringency, the higher must be the degree of complementarity, and/or the longer the probe.

"Covalently attaching" refers to forming a covalent chemical bond between two substances.

"Ligating" refers to covalently attaching two polynucleotide sequences to form a single sequence. This is typically performed by treating with a ligase which catalyzes the formation of a phosphodiester bond between the 5' end of one sequence and the 3' end of the other. However, in the context of the invention, the term "ligating" is intended to also encompass other methods of covalently attaching such sequences; e.g., by chemical means, and the terms "covalently attaching" and "ligating" will be used interchangeably.

"Probe" refers to an oligonucleotide designed to be sufficiently complementary to a sequence in a denatured nucleic acid to be probed, in relation to its length, to be bound under selected stringency conditions.

"Diagnostic probe" refers to a probe which is complementary to the diagnostic portion.

"Contiguous probe" refers to a probe which is complementary to the contiguous portion.

"Target probe" refers to a probe which is complementary to the target sequence and which is made by covalently attaching (ligating) the diagnostic probe and the contiguous probe.

"Hook" refers to a modification of a probe that enables the experimenter to rapidly and conveniently isolate probes containing this modification by "catching" the hook. The interaction between hook and catching mechanism can be, for example, covalent bonding or ligand receptor binding, of sufficient tightness. Such hooks might include antigens which can be recovered by antibody, specific DNA sequences which can be recovered by complementary nucleic acids, and specific reactive chemical groups which can be recovered by appropriate reactive groups.

"Label" refers to a modification to the probe nucleic acid that enables the experimenter to identify the labeled nucleic acid in the presence of unlabeled nucleic acid. Most commonly, this is the replacement of one or more atoms with radioactive isotopes. However, other labels include covalently attached chromophores, fluorescent moieties, enzymes, antigens, groups with specific reactivity, chemiluminescent moieties, and electrochemically detectable moieties, etc.

In a preferred embodiment of the method, certain preliminary procedures are necessary to prepare the



sample nucleic acid and the probes before the assay may be performed.

#### Sample Preparation

5 The sample nucleic acid is denatured and usually immobilized, typically by being bound to a solid support such as nitrocellulose filter paper. Techniques for denaturing and binding are well known in the art. (See for example, P. 331, Molecular Cloning, by Maniatis, Fritsch, and Sambrook, Cold Spring Harbor Laboratory, 1982, reproduced as Appendix A herein.)

10 The non-specific binding sites available in the system are then blocked. In the typical case using nitrocellulose filter paper as the solid support, the nucleic acid-paper is treated so that additional nucleic acid will not become irreversibly bound to the paper. This is accomplished, for example, by incubating the nucleic acid and filter for two hours at 80°C in 40x Denhardt's solution (40x Denhardt's solution is 8 g/l bovine serum albumin, 8 g/l polyvinyl  
15 pyrrolidone and 8 g/l Ficoll). Then the 40x Denhardt's is removed.

#### Probe Preparation

In those cases where the diagnostic probe and the contiguous probe are not already available, they must  
25 be synthesized. Apparatus for such synthesis is presently available commercially, such as the Applied Biosystems 380A DNA synthesizer and techniques for synthesis of various nucleic acids are available in the literature.

30 In one embodiment, the probes are prepared for ligation, e.g., if ligase is to be used, the probe which will have its 5' end adjacent the 3' end of the other probe when hybridized to the sample nucleic acid is phosphorylated in order to later be able to form a  
35 phosphodiester bond between the two probes. One of the probes is then labeled. This labeling can be done as part of the phosphorylation process above using

radioactive phosphorus, or can be accomplished as a separate operation by covalently attaching chromophores, fluorescent moieties, enzymes, antigens, chemiluminescent moieties, groups with specific binding activity, or electrochemically detectable moieties, etc. (Appendix B provides a detailed description for 5' end labeling with  $^{32}\text{P}$  using  $\text{T}_4$  polynucleotide kinase.)

As another aspect of the invention, the diagnostic and contiguous probes useful for the invention may be packaged as a test kit. A diagnostic probe and a contiguous probe for detecting a particular target sequence associated with a genetic disease are synthesized and one labelled. One of the probes is also terminated in a manner that permits ligation to the other probe. The two probes can then be packaged with appropriate instructions so that the method may be practiced.

#### Method of the Invention

##### Step 1.

Hybridize the probe which will remain bound under the more stringent conditions. (Generally, either probe may be longer, and thus remain bound under more stringent conditions. However, for some sequences of nucleotides, the shorter probe may be the one more strongly bound.) The sample nucleic acid is incubated with this probe under conditions that promote specific binding of the probe to only the complementary sequences in the sample nucleic acid.

##### Step 2.

Hybridize the probe which will remain bound under the less stringent conditions. Again, the sample nucleic acid is incubated, this time with the other probe under conditions which will promote specific binding to only complementary sequences in the sample nucleic acid. Since probe from Step 1 will remain

bound under the less stringent conditions required for this probe, hybridization of this probe to the sample nucleic acid will not materially affect the earlier hybridization.

5        Substep 1a or 2a.

Remove a substantial portion of the diagnostic probe which is not perfectly bound. (If the probe bound in Step 1 is the diagnostic probe, this is Step 1a and should be performed before Step 2, whereas, if  
10        the probe bound in Step 2 is the diagnostic probe, this is Step 2a and should follow Step 2.) This is accomplished by washing the sample nucleic acid at an appropriate stringency to dissociate from the nucleic acid any diagnostic probe which is not perfectly bound  
15        (i.e., not bound at all sites in the diagnostic portion) while leaving intact that which is perfectly bound. This procedure relies on the fact that there is an energy difference between probes which are perfectly bound and those which are not. In the situation under  
20        study, this difference may be quite small, since it can be the result of a single base pair mismatch in an entire diagnostic portion. Hence, the stringency needs to be carefully controlled during this removal process.

Step 3.

25        Ligate the two probes. The sample nucleic acid with the two probes bound thereto is treated with ligase or treated chemically to covalently attach the two probes, the 5' phosphate of one probe to the 3' hydroxyl of the other probe, at sites where they are  
30        hybridized to the nucleic acid adjacent to each other.

Step 4.

Increase the stringency to remove nearly all of the labeled probe that is not ligated to the other probe in Step 3 (> 99%).

35        Following Step 4, for practical purposes, all that remains in the system is labeled target probe and any

of several techniques can be used to detect it. For example, the label can be detected directly by autoradiography or counting, since the background from the non-specific binding of the labeled probe has been removed. In many situations, however, it is preferable and more easily quantitated to further increase the stringency to remove the target probe and to measure the amount of label coming off as the labeled target probe dissociates from the target sequence, a procedure which is easily automated.

In addition, this elution process provides more accurate results than detecting the bound target probe in situ, since it eliminates further background which can be contributed by irreversible binding of the labeled probe directly to the filter paper in those instances where the sample preparation has not been as effective as desired in blocking non-specific binding sites.

FIGS. 2A through 2C illustrate the principles of the above method at several stages, and particularly with regard to the detection of the diagnostic probe. It is assumed, for purposes of discussion, that the contiguous probe is the one which is more tightly bound, and that diagnostic probe is labeled.

FIG. 2A corresponds to the stage immediately after Steps 1 and 2, but before Step 2a, i.e., immediately following hybridization of a diagnostic probe 13 and a contiguous probe 15. In the Figure, the sample nucleic acid, represented by several denatured strands 11, has diagnostic portions D and a contiguous portion C. Where contiguous portion C and diagnostic portion D are adjacent designates the target sequence. Also included are portions X which correspond to any portion of the sample that is sufficiently similar in sequence to the diagnostic portions that the diagnostic probe will hybridize to that section. Areas N indicate any site

in the system that will bind probes non-specifically. For purposes of illustration, it is assumed in FIG. 2A that 80% of the diagnostic sequences present will bind diagnostic probe and that 20% of the X sites bind probe and that all N sites bind probe. If the amount of diagnostic probe were measured at this stage to determine the number of target sequences present, there would be excessive background noise as occurred in the prior art due to the binding from all N sites, from D sites outside of the target sequence, and from a percentage of the X sites.

FIG. 2B illustrates the results of the method immediately after Step 4, where the diagnostic and contiguous probes have been ligated to form target probes 17 and the stringency has been increased to the point where all unligated diagnostic probes are no longer hybridized to the sample nucleic acid. If there are only few N sites present at this stage, the amount of the diagnostic probe can be measured in situ to determine the number of target sequences present.

FIG. 2C shows the stage after elution, i.e., where all the probes are removed, including target probes 17. Here, the amount of diagnostic probe which was originally hybridized to the target sequence can be determined without the background noise contributed by the binding to N sites, to X sites, and to D sites not in the target sequence.

The following example is provided as a specific application of the above technique and should not be construed to limit the scope of the invention. Bacteriophage  $\lambda$ -DNA was chosen as the sample nucleic acid in this example for two reasons. First, the expression of the  $\lambda$  genome is generally regarded as a model for genetically determined differentiation processes occurring in cells of higher organisms. Because of its model nature,  $\lambda$  phage was felt to

provide an adequate example for a demonstration of the method of the invention. Second,  $\lambda$  phage has been well studied and is readily available.

Example 1

5 Sample bacteriophage  $\lambda$ -DNA was obtained from Bethesda Research Laboratories in Gaithersburg, Maryland, Catalogue Number 5250. The target sequence chosen corresponds to the sequence of nucleotides starting at base 145 and ending at base 224. (See  
10 "Nucleotide Sequence of cro, c II, and part of the O gene in Phage  $\lambda$ -DNA," E. Schwarz, et al., Nature, 272, 30 March 1978.)

The diagnostic portion chosen was a 15-mer corresponding to the sequence of nucleotides starting  
15 at base 145 and ending at 159 in the  $\lambda$ -DNA. The diagnostic probe, a 15-mer complementary to the diagnostic sequence, was synthesized on an Applied Biosystems 380A DNA synthesizer, and had the sequence 5'-ATCAGCGTTTATAGT-3'. The contiguous portion chosen  
20 was a sequence 65 bases long contiguous with the diagnostic sequence, i.e., beginning at base 160 and ending at base 224. The contiguous probe, a 65-mer complementary to the contiguous portion, was also synthesized on an Applied Biosystems 380A DNA  
25 synthesizer, and had the sequence 5'-GTTATTTATGCTGTTG-TTTTTTGTACTCGGGAAGGGCTTACCTCTTCCGCATAAACGCTTCC-3'. The 15-mer was phosphorylated with  $^{32}\text{P}$  using  $T_4$  polynucleotide kinase, thereby also radioactively labeling the 15-mer. (See Appendix B for the specifics  
30 of this kinasing process.)

The sample DNA was denatured and immobilized (as described in Appendix A, except that Schleicher & Schuell BA85 nitrocellulose filter was used cut in 9mm diameter circles), and non-specific binding sites were  
35 blocked, as described earlier under Sample Preparation. About 0.3 pmol phage  $\lambda$ -DNA was fixed onto the

nitrocellulose filter paper during this sample preparation process.

Step 1.

5 The 65-mer was hybridized to the  $\lambda$ -DNA by incubating the DNA-paper with 150  $\mu$ l 2xSSC containing 4 pmol 65-mer for 3 hours at 57°C, and the 65-mer solution was removed. (2xSSC is 0.3M NaCl, 0.03M Na citrate pH 7.0.)

Step 2.

10 The 15-mer was hybridized to the  $\lambda$ -DNA by incubating the DNA paper with 150  $\mu$ l 2xSSC containing 4 pmol of the labeled 15-mer for 16 hours at 36°C.

Step 2a.

15 A substantial portion of the 15-mer not perfectly bound (i.e., not bound at all 15 sites) in Step 2 was removed by washing the DNA-paper in 320ml 2xSSC for 10 minutes at 23°C and then washing the filter again in 2  $\mu$ l of the buffer 66mM Tris HCl at pH 7.5, 6.6mM MgCl<sub>2</sub>, and 10M dithiothreitol.

20 Step 3.

The two probes were ligated by incubating the DNA-paper in 150  $\mu$ l of the buffer used in Step 2a, plus 0.4mM ATP and 2  $\mu$ l T<sub>4</sub> DNA ligase for 2 hours at 23°C.

Step 4.

25 The stringency was increased to remove nearly all of the labeled probe that was not ligated in Step 4. This was accomplished by washing the DNA-paper, by passing 200  $\mu$ l/min of 2xSSC through the filter at 28°C for 1 hour. Although it was designed for another  
30 purpose, an Applied Biosystems 470A Protein Sequencer was used for this operation, since it has a cartridge assembly which can hold a filter and can be programmed to deliver liquids through the filter at a programmable temperature.

35 To detect the ligated probes (the target probe), the stringency was further increased by increasing the

temperature 5°C/hr and passing 0.1xSSC with 0.5% sodium dodecyl sulfate through the filter. Fractions of 200 µl each were collected every 45 minutes. The radioactivity of each fraction was then determined using a liquid scintillation counter and the number of cumulative counts at the end of each interval was plotted versus temperature.

FIG. 3 shows the results of this procedure. For comparison purposes, this was also done for the case where no ligase was used. As can be seen, the use of the ligase dramatically changed the melting curve relative to the unligated case. Essentially all of the unligated labeled probe was dissociated by the time the temperature reached 35°C. Whereas, in the ligated case, a substantial portion of the labeled 80-mer remained at 35°C. Hence, by restricting the measurement of radioactivity to material removed from the filter above 35°C, essentially only ligated probe will be counted. The fact that the 80-mer was all that was being counted above 35°C was further verified by SDS polyacrylamide gel electrophoresis.

In the context of the general method and the specific example described above, certain aspects of the protocol should be noted. As a general rule, it is preferred that the diagnostic probe be relatively short in absolute terms in order to be able to detect single base pair mismatches. This selectivity is accomplished by removing the diagnostic probe which is not perfectly bound by washing at stringency, as in Step 1a or Step 2a following the hybridization procedure, depending on the step at which the diagnostic probe is hybridized.

In practice, it is of course not practical to remove 100% of the labeled probe not perfectly bound, since to do so would also remove a substantial percentage of the perfectly bound probe. However, for a 15-mer, it is practical to remove over 70% of the



labeled probe not perfectly bound, and preferably over 90%. In the usual application of the method, it is only necessary to remove enough imperfectly bound labeled probe to permit differences between homozygous and heterozygous cells to be unequivocally determined. Any imperfectly bound labeled probe which remains hybridized to the target sequence can become ligated and will contribute background noise in the measurements to be made later. Hence, the amount of imperfectly bound labeled probe it is necessary to remove will depend on how much background can be tolerated in arriving at a statistically valid determination.

In the example presented, which is the preferred mode, the labeled probe and the diagnostic probe are the same. A 15-mer was chosen as the diagnostic probe because it was short enough in length to permit any imperfectly bound probe to be readily separated by changes in stringency. The unlabeled probe, i.e., the contiguous probe, was chosen to be sufficiently long to provide a high specificity and a meaningful change in melting point when ligated, and was sufficiently short to hybridize rapidly and could be readily synthesized.

In the unusual situation where the contiguous probe is labeled instead of the diagnostic probe, the diagnostic probe must still be small enough to be able to have specific binding to different alleles which can be differentiated by changes in stringency. Also, the labeled contiguous probe must be small enough to provide a significant change in melting point when ligated to the diagnostic probe so that unligated labeled contiguous probe can be removed before the ligated probe is eluted, while at the same time it must be long enough that the contiguous probe and diagnostic probe together bind to a unique sequence.

From the above discussion, it should also be apparent that the use of a 15-mer and a 65-mer in the example is merely illustrative, and that many other combinations of probe lengths are available. For example, in some situations it may be desirable to use a very short diagnostic probe, perhaps in the range of four to five base pairs in length to further facilitate differentiation of matched and mismatched diagnostic probes by changes in stringency. As a practical matter, however, it should be noted that for the method to offer advantages over the prior art techniques, the length of the ligated probes together must not only be long enough to define a unique sequence to be detected, but also long enough that non-specific binding to sites not in the sequence of interest will not cause excessive background as occurs in the prior art. With regard to the former, clearly the longer the sequence, the more likely it is to be unique. The current art appears to have settled on a definition of a unique sequence as being about 19 nucleotides in length for mammalian genomic DNA, which corresponds roughly to the maximum length which can be reasonably distinguished with presently available techniques using differences in stringency. Given these considerations, at the present time the preferred length for the diagnostic probe ranges from about four base pairs to about nineteen base pairs. With regard to non-specific binding, a minimum combined ligated (target) probe length is unresolved and may vary from gene to gene. From present experiments, however, it appears that an 80-mer is more than adequate, and that an adequate range of lengths would be from about 20 base pairs to about 80 base pairs. In situations, however, where the diagnostic probe is the labeled probe, there appears to be no detriment other than hybridization time and manufacturing considerations to the use of much longer

contiguous probes, for example, up to many thousand base pairs as might be the case if the contiguous probe is a cloned sequence. Hence, in the preferred mode, the lengths for the combined (target) probes ranges upward from about 19 nucleotides.

Some of this size dependency created by using differences in stringency to remove unligated probe can be eliminated by using an alternative technique to recover the ligated probes. For example, it may be useful to provide one of the probes (the unlabeled probe) with a hook so that the ligated (target) probe can be recovered after Step 4 by catching the hook rather than by increasing the stringency. One such approach which appears particularly promising is to attach biotin to the contiguous probe before hybridizing it to the nucleic acid. Steps 1 through 4 in the above method are followed as before and the ligated probe is recovered using streptavidin to bind the biotin molecules contained in the ligated probe. With this approach, relative size is no longer an issue, except that the diagnostic probe must as always be short enough to distinguish single base pair mismatches, and the contiguous probe and diagnostic probe together must be long enough to bind to a unique site. The specifics of this biotin-avidin recovery process which illustrates the general approach are outlined below in Example 2.

#### Example 2

A sample DNA is prepared and the diagnostic and contiguous probes are obtained as previously described. A biotin moiety is then attached to the 3'OH of the contiguous probe, e.g., by using an Enzo Bio-Probe™ Terminal Labeling Kit. Another approach for attaching biotin which is a variation on the Enzo Bio-Probe™ process entails mixing about 1µg of DNA probe with 0.2M potassium cacodylate buffer pH7.0, 1mM CoCl<sub>2</sub>, 0.1mM

biotinylated dUTP, and incubating for one hour at 37°C or until an average of one biotin per DNA probe has been incorporated. The contiguous probe is then phosphorylated (not labeled) and the diagnostic probe is labeled either at the 5' OH or internally. Steps 1 through 4 are then carried out as before. The recovery process for the ligated probes is effected by increasing the stringency, e.g., by raising the temperature, and then placing the eluted material in close contact with bound avidin, e.g., by passing the eluted material through a porous substrate covalently coated with streptavidin, or incubating the eluted material in a vessel coated with streptavidin. (Streptavidin is an intracellular product of *Streptomyces Avidinii*. See E. Chalet and F. J. Wolf, Arch. Biochem. and Biophys. 106: 1-5.) Typical substrates include nitrocellulose filter paper or small beads (generally 3 to 30 microns in diameter). The labeled ligated probe will be concentrated on the porous substrate if and only if it contains the biotin hook (i.e., if a hooked probe and a labeled probe are ligated). This process is particularly useful in concentrating label, for instance, as is often desired with fluorescent labeling schemes. Note also that careful control of temperature is not required to selectively dissociate unligated probe.

Application of the above methods of the invention to the detection of genetic diseases is relatively straightforward. For example, in the detection of sickle-cell disease, it is necessary to distinguish DNA of homozygous individuals with the normal  $\beta$ -globin gene, ( $\beta^A\beta^A$ ), from that of heterozygous individuals with sickle-cell trait having  $\beta^S$  allele, ( $\beta^A\beta^S$ ), from that of individuals having sickle-cell disease, ( $\beta^S\beta^S$ ). In one approach, two diagnostic probes are synthesized, one specific to the normal  $\beta$ -globin ( $\beta^A$ ) and one

specific to the sickle-cell allele ( $\beta^S$ ). Also, the contiguous probe which will be adjacent to these two first probes when hybridized to the test DNA is synthesized and Steps 1 through 4 above are carried out separately for each diagnostic probe. The DNA from individuals homozygous for the normal  $\beta$ -globin gene will then show a high count for the probe specific to the normal gene  $\beta^A$ , and a low count for the probe specific to the  $\beta^S$  allele. Similarly, the DNA from individuals homozygous for the sickle-cell  $\beta$ -globin gene will show a high count for the probe specific to the  $\beta^S$  allele and a low count for the probe specific to the normal gene  $\beta^A$ . DNA from heterozygous individuals ( $\beta^A\beta^S$ ) will show substantially equal counts from both of the specific diagnostic probes, that count in magnitude being intermediate between the high and low counts discussed above for homozygous individuals.

In another approach, a single diagnostic probe specific to the  $\beta^S$  allele can be used in Steps 1 through 4 above, provided adequate controls are used to insure reproducible results. Here total counts are calibrated to distinguish directly normal genotypes without sickle-cell trait or disease (i.e.,  $\beta^A\beta^A$ ) from  $\beta^A\beta^S$ , and  $\beta^S\beta^S$  genotypes. In this approach, although it is preferable to use a probe specific to the  $\beta^S$  allele in order to have a positive indication of sickle-cell trait or disease, it should be understood that it is also possible to use a probe specific to the normal genotype to indicate sickle-cell allele, provided that there are no other genetic diseases which might yield a low or intermediate count when hybridized with the normal probe specific to the sequence in the test DNA having a location where the sickle-cell base pair mutation occurs.

While preferred embodiments of the present invention have been described, it will be apparent to

those skilled in the art that many changes and modifications may be made without departing from the invention in its broader aspects. For example, it is clear that the contiguous probe may be either direction  
5 along the nucleic acid, or that the contiguous probe may be either longer or shorter than the diagnostic probe, depending on the particular target sequence it is desired to identify. Also, the above techniques are useful in determining if a specific sequence is located  
10 next to another specific sequence in a DNA chain, or similarly a series of probes each adjacent the next could be used to demonstrate the proximity of specific sequences or to increase the size of the ligated probes. Therefore, the appended claims are intended to  
15 cover all such modifications, changes, and applications that fall within the true spirit and scope of the invention.

APPENDIX A

## IDENTIFICATION OF cDNA CLONES BY HYBRIDIZATION SELECTION 331

ing DNA to Nitrocellulose<sup>3</sup>

1. Dissolve DNA in water at a concentration of 500  $\mu\text{g/ml}$ .
2. Heat to 100°C for 10 minutes.
3. Chill the sample quickly on ice. Add an equal volume of 1 M NaOH and incubate at room temperature for 20 minutes.
4. Using a sterile scalpel and wearing gloves, cut a sheet of nitrocellulose filter (Millipore HAWP) into 3-mm squares. Place the cut filters on the virgin side of a piece of parafilm.
5. Neutralize the DNA sample by adding 0.5 volumes of a solution of 1 M NaCl, 0.3 M sodium citrate, 0.5 M Tris · Cl (pH 8.0), and 1 M HCl. Mix well and immediately chill the DNA sample in ice.
6. Using an automatic micropipette, spot 5  $\mu\text{l}$  of the DNA solution onto each of the filters. Allow it to absorb and then spot another 5  $\mu\text{l}$ . Repeat the process until each filter has been loaded with approximately 20  $\mu\text{g}$  of DNA.
7. Allow the filters to dry in air for an hour.
8. Place the dried filters into a sterile, 50-ml, screw-capped, conical tube. Wash the filters twice with 50 ml of 6 $\times$  SSC at room temperature. Redistribute the filters onto a fresh sheet of parafilm.
9. Blot the filters dry with Kimwipes. Allow the filters to dry in air for an hour.
10. Place the dried filters into a sterile, glass test tube fitted with a loose metal cap and bake them for 2 hours at 80°C in a vacuum oven. Store the filters at room temperature under vacuum.

<sup>3</sup>Parnes et al. (1981).

Appendix B

## Procedure for 5' End Labeling of Probes (Kinasing)

1. Lyophilize approximately 20 pmol of the probe.

2. Rinse with 10  $\mu$ l ethanol and dry sample again to yield salt-free DNA.

3. Prepare kinase buffer 10x concentrate:

700 mM Tris·HCl, pH 7.6

100 mM MgCl<sub>2</sub>

1 mM KCl

50 mM Dithiothreitol

4. Dissolve the dried sample in the following solution:

For  $\lambda$ -DNA:

1  $\mu$ l kinase buffer 10x concentrate

1  $\mu$ l unlabeled ATP, 16.5  $\mu$ M (or 16.5 pmol)

1  $\mu$ l spermidine, 10 mM

1  $\mu$ l  $\gamma$ -<sup>32</sup>P ATP, specific activity 1000 Ci/mmol, concentration 3.3 pmol/ $\mu$ l

Add H<sub>2</sub>O until total volume is 9  $\mu$ l.

or For Human DNA:

1  $\mu$ l kinase buffer 10x concentrate

1  $\mu$ l spermidine, 10 mM

6  $\mu$ l  $\gamma$ -<sup>32</sup>P ATP, specific activity 1000 Ci/mmol, concentration 3.3 pmol/ $\mu$ l

Results (both cases) 20 pmoles DNA, 19.8 pmoles ATP

5. After the sample is dissolved, add 1  $\mu$ l of T<sub>4</sub> kinase (e.g., Amersham No. T2020) containing at least 2 units of activity. (Total volume, 10  $\mu$ l)

6. Incubate solution at 37°C for 30 minutes. Freeze.



Claims

1. A method of testing for the presence or absence of a target nucleotide sequence in a sample containing denatured nucleic acid, which method comprises:

a) treating the denatured nucleic acid with a probe complementary to a diagnostic portion of the target sequence, and with a probe complementary to a nucleotide sequence contiguous with the diagnostic portion, under conditions wherein the diagnostic probe remains bound substantially only to sample nucleic acid containing the target sequence;

b) covalently attaching the diagnostic probe to the contiguous probe to give a target probe complementary to the target sequence; and

c) removing the probes not attached in Step b) wherein at least one of the diagnostic and contiguous probes is labeled.

2. The method of Claim 1 wherein the label is radioactive.

3. The method of Claim 2 wherein the label is  $^{32}\text{P}$  at the 5' terminus of one probe to be ligated to the 3' terminus of the other probe.

4. The method of Claim 3 which further comprises:

d) detecting the presence or absence of radioactivity in the sample after conducting Step c).

5. The method of Claim 3 which further comprises:

e) measuring the amount of radioactivity present in the sample after removing probes not attached in Step c).

6. The method of Claim 1 which further includes removing the target probe.

7. The method of Claim 6 wherein the target probe is eluted by increasing the stringency.

5 8. The method of Claim 7 wherein the target probe is eluted by using a temperature gradient.

9. The method of Claim 1 wherein a hook is attached to the unlabeled one of the diagnostic and  
10 contiguous probes.

10. The method of Claim 9 wherein the target probe is removed by catching the hook.

15 11. The method of Claim 10 wherein the hook comprises a biotin moiety.

12. The method of Claim 11 wherein the hook is caught by using streptavidin to bind the biotin moiety.  
20

13. A method of testing for the presence or absence of a target sequence in a sample containing DNA which method comprises:

a) denaturing the sample DNA;  
25 b) treating the denatured DNA with a first probe which is complementary to a contiguous portion of the target sequence to give an aggregate of first probe and denatured DNA;

c) treating the aggregate of b) with a second  
30 probe, which is shorter than the first probe, and which is complementary to a diagnostic portion of the target sequence;

d) providing conditions of binding wherein the first probe does not bind substantially to the  
35

denatured DNA which does not contain the contiguous portion and wherein the second probe does not bind substantially to the denatured DNA which does not contain the diagnostic portion;

- 5        e) ligating first probe and second probe;  
      f) removing unligated probe;  
      wherein at least one of the first and second probe is labeled.

10        14. A method for detecting a target sequence in a nucleic acid which method comprises:

- a) treating the denatured, immobilized nucleic acid sample with a first probe complementary to a contiguous portion of the target sequence under  
15 conditions of high stringency;

- b) treating the preparation of a) with a second shorter probe complementary to a diagnostic portion of the target sequence under conditions of low stringency, wherein the second probe does not bind substantially to  
20 the denatured nucleic acid which does not contain the diagnostic portion;

- c) ligating first and second probe; and  
      d) removing unligated probe.  
      wherein at least one of the first and second probe  
25 is labeled;

      15. A diagnostic kit for detecting a target sequence in a nucleic acid sample, which kit comprises:

- a) a probe complementary to a diagnostic portion  
30 of the target sequence;

- b) a probe complementary to a nucleotide sequence contiguous with the diagnostic portion of the target sequence;

- wherein at least one of the probes of a) and b) is  
35 labeled; and

wherein the probe of a) and the probe of b) can be ligated.

16. A kit as in claim 15 wherein the other of probes a) and b) which is not labeled has a hook  
5 attached thereto.

17. A kit as in Claim 16 further comprising means for catching the hook.

10 18. A method of testing for the presence or absence of a target nucleotide sequence in a sample containing denatured nucleic acid using a diagnostic probe which is complementary to a diagnostic portion of the target sequence and a contiguous probe which is  
15 complementary to a portion of said target sequence which is contiguous with said diagnostic portion, comprising the steps of:

a) hybridizing the one of the diagnostic and contiguous probes which will remain bound to its  
20 complementary portion of the target sequence under the higher stringency, said one of the diagnostic and contiguous probes hereinafter called the HS probe;

b) after Step a) hybridizing the other of said diagnostic and contiguous probes which will remain  
25 bound to its complementary portion in the target sequence under conditions of lower stringency, said other of said diagnostic and contiguous probes hereinafter called the LS probe;

c) removing a substantial portion of said  
30 diagnostic probe which is not perfectly bound;

d) covalently attaching said LS probe and said HS probe at sites on the nucleic acid where they are bound adjacent to each other to form a target probe complementary to said target sequence;

35

e) removing labeled probe not attached in Step d); and

f) testing for the presence of target probe in the sample remaining after Step e).

5

19. A method as in Claim 18 further comprising the step of:

g) measuring the amount of target probe.

10

20. A method as in Claim 19 wherein one of said diagnostic and contiguous probes contains a label and Step f) includes detecting said label.

21. A method as in Claim 20 wherein Step f) comprises increasing the stringency to remove the target probe.

15

22. A method as in Claim 21 wherein Step f) further comprises measuring the amount of label removed in removing the target probe.

20

23. A method as in Claim 18 wherein Step d) comprises covalently attaching the 5' end of said diagnostic probe with the 3' end of said contiguous probe.

25

24. A method as in Claim 23 wherein Step d) is conducted using ligase.

30

25. A method as in Claim 18 wherein Step d) comprises covalently attaching the 5' end of the contiguous probe with the 3' end of the diagnostic probe.

35

26. A method as in Claim 25 wherein Step d) is conducted using ligase.

0185494

-6-

27. A method as in Claim 16 wherein said target sequence corresponds to a genetic mutation from a known normal sequence, said method further comprising the step of comparing said amount of target probe from
- 5 Step g) with a calibrated standard for nucleic acid known to have said genetic mutation.

1/4

## M and Z Oligonucleotide Analysis of Family

FIG. 1a

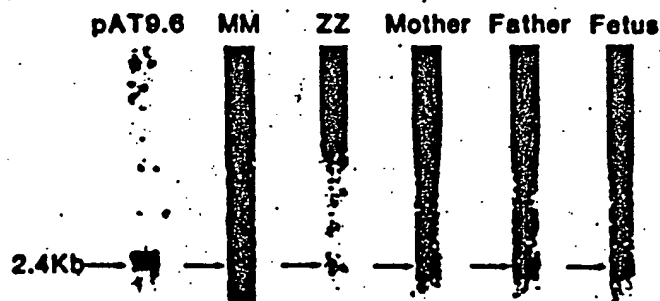
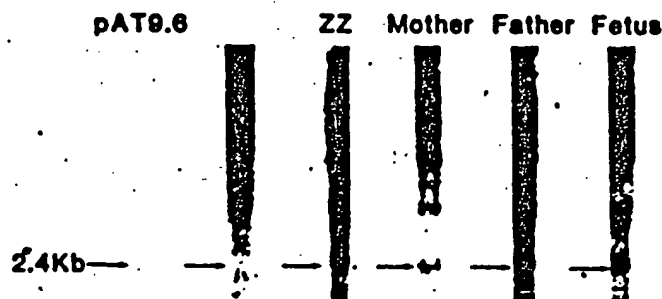


FIG. 1b



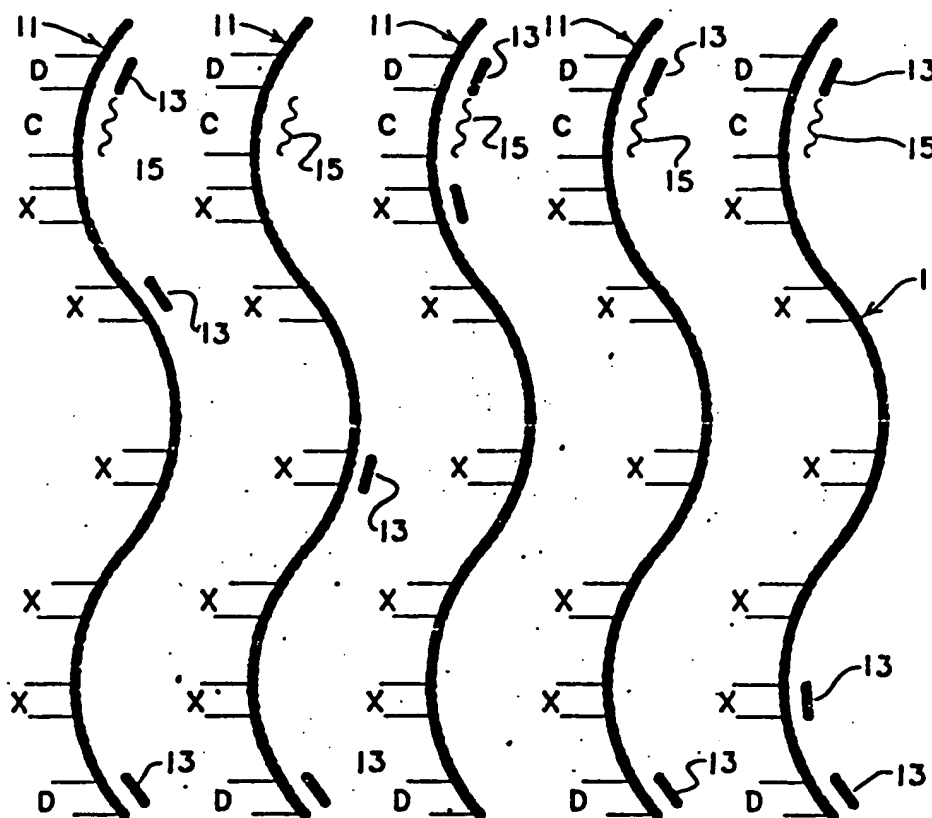


FIG. 2a

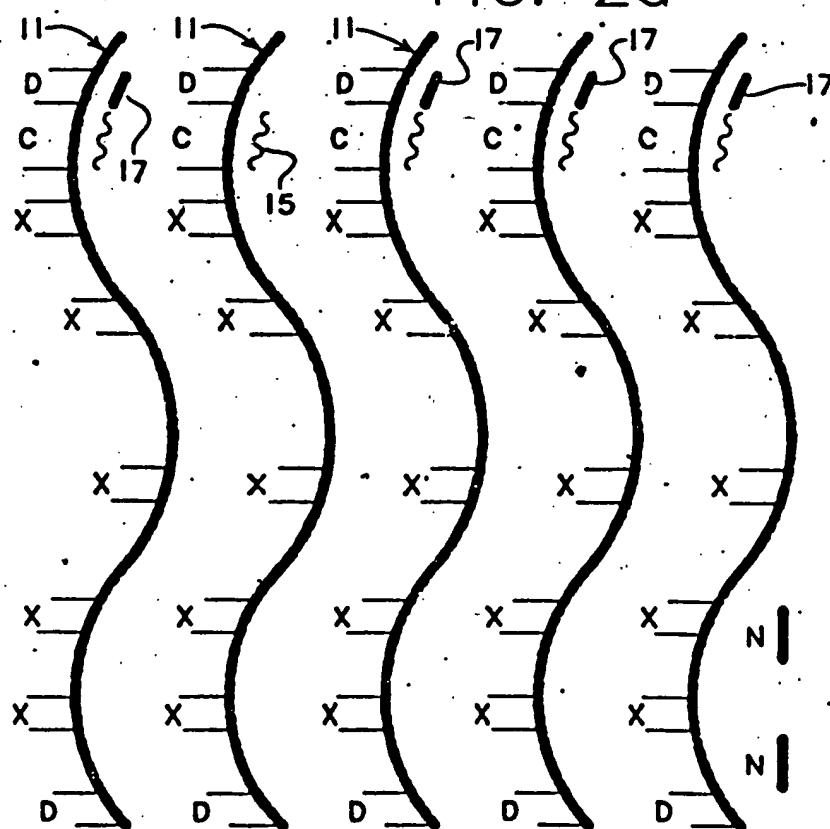


FIG. 2b



3/4

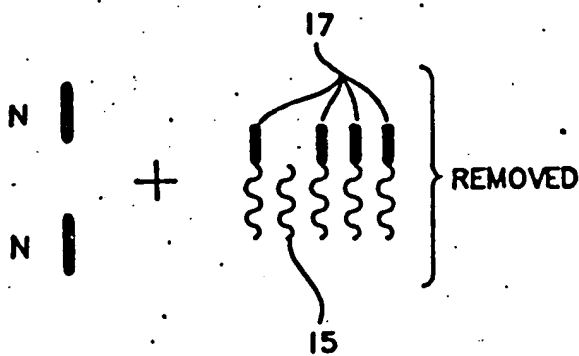
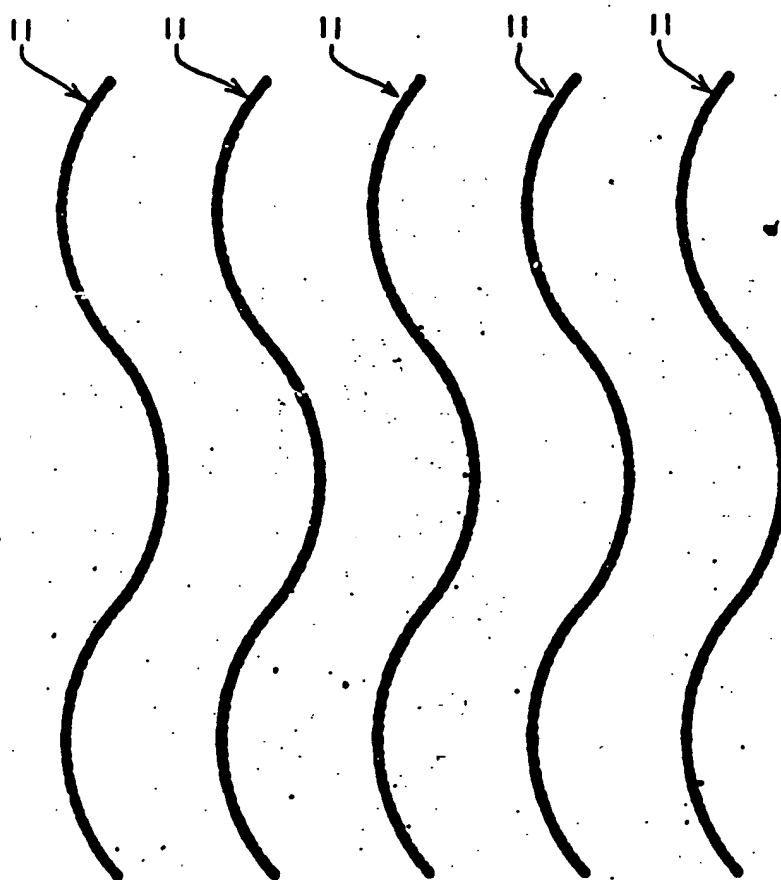


FIG. 2c

0185494

4/4

MELTING CURVE

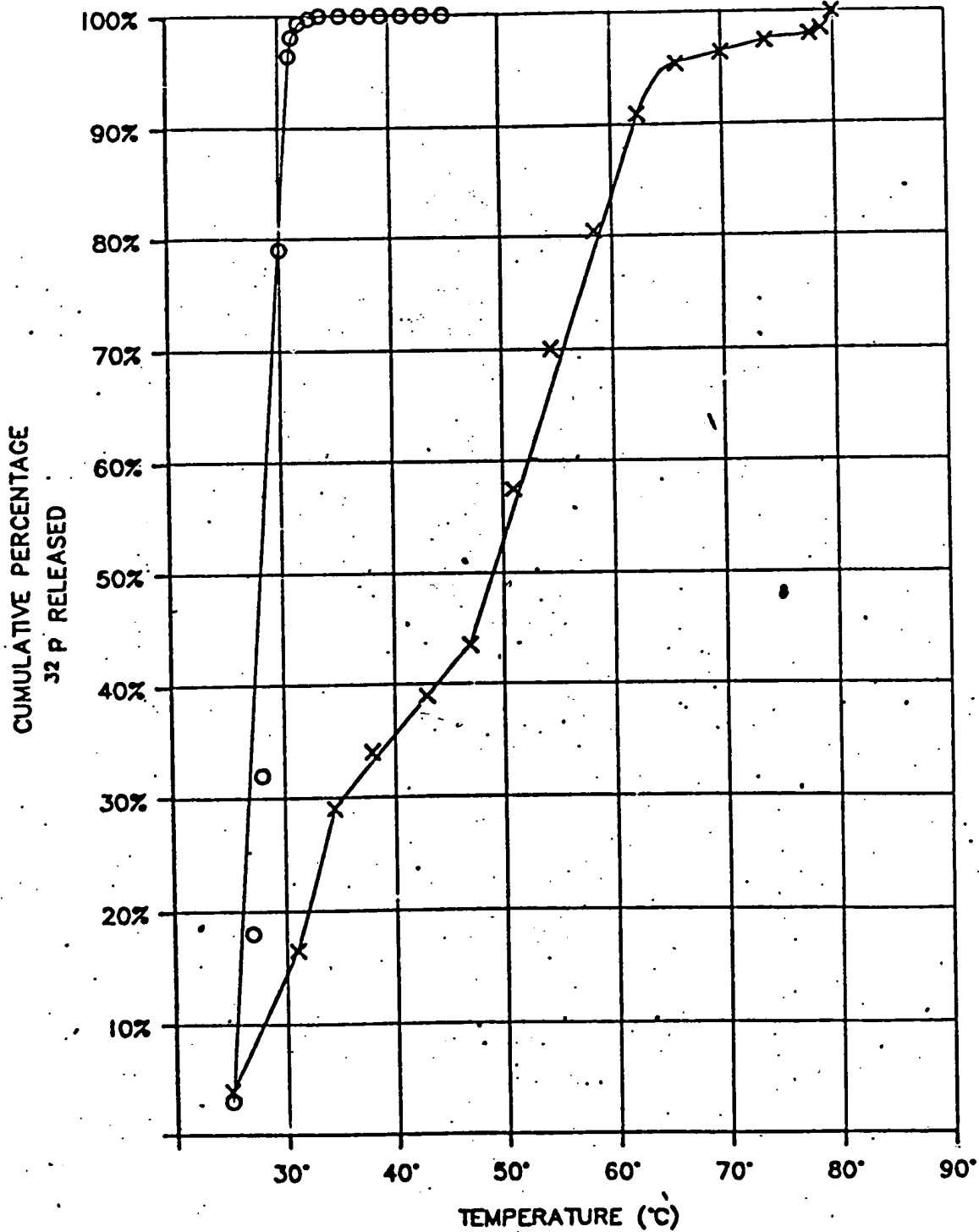


FIG. 3

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

☒ **BLACK BORDERS**

☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**

☒ **FADED TEXT OR DRAWING**

☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**

☐ **SKEWED/SLANTED IMAGES**

☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**

☐ **GRAY SCALE DOCUMENTS**

☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**

☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**

☐ **OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**